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9 Attorneys for the United States

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 CHARLES THORNTON,

17 Defendant.

18 CRIMINAL NO 4 - 13 - 71045

19 NOTICE OF PROCEEDINGS ON  
20 OUT-OF-DISTRICT CRIMINAL  
21 CHARGES PURSUANT TO RULES,  
22 5(c)(2) AND (3) OF THE FEDERAL RULES  
23 OF CRIMINAL PROCEDURE

24 Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal

25 Procedure that on September 3, 2013, Charles Thornton was arrested based upon an arrest  
26 warrant (copy attached) issued upon an

27  Indictment (copy attached)

28  Information

Criminal Complaint

Other (describe) \_\_\_\_\_

pending in the District of Oregon, Case Number 6:13-CR-178-AA.

FILED  
SEP - 3 2013

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

MAG

1       In that case, the defendant is charged with: 1) conspiracy to make false statements in  
2 connection with the acquisition of firearms, a violation of 18 United States Code Sections  
3 922(a)(6) and 2; (2) false statements in connection with the acquisition of firearms, a violation of  
4 18 United States Code Sections 922(a)(6); and 3) felon in possession of a firearm, a violation of  
5 18 United States Code Section 922(g).

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8 Date: September 3, 2013  
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Respectfully Submitted,  
MELINDA HAAG  
UNITED STATES ATTORNEY

  
AARON D. WEGNER  
Assistant U.S. Attorney

AO 442 (Rev. 11/11) Arrest Warrant

## UNITED STATES DISTRICT COURT

for the

District of Oregon

United States of America

v.

CHARLES THORNTON

Case No. 6:13-CR-178-AA

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)

*Defendant*

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
 (name of person to be arrested) CHARLES THORNTON

who is accused of an offense or violation based on the following document filed with the court:

Indictment     Superseding Indictment     Information     Superseding Information     Complaint  
 Probation Violation Petition     Supervised Release Violation Petition     Violation Notice     Order of the Court

This offense is briefly described as follows:

[Conspiracy To Make False Statements In Connection To Acquisition Of Firearms; False Statements In Connection To Acquisition Of Firearms; Felon In Possession Of Firearms]

[18 U.S.C. §§ 2, 371, 922(a)(6) and 922(g)(1)]

Date: 4/18/13

Issuing officer's signature

City and state: Eugene, Oregon

THOMAS M. COFFIN, U.S. Magistrate Judge

Printed name and title

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
EUGENE DIVISION

UNITED STATES OF AMERICA

6:13-CR-178-AA

Plaintiff,

v.

CHARLES THORNTON,

INDICTMENT

[18 U.S.C. §§ 2, 371, 922(a)(6) and  
922(g)(1)]

Defendant.

**THE GRAND JURY CHARGES:**

COUNT 1

(Conspiracy to Make False Statements in Connection  
With the Acquisition of Firearms)

From on or about August 2008 through on or about October 2008, in the District of Oregon and elsewhere, the defendant CHARLES THORNTON, did unlawfully and knowingly conspire, combine, confederate, and agree with E.A. and other individuals both known and unknown to the grand jury to commit the following offense: in connection with the acquisition and attempted acquisition of firearms from federally licensed firearms dealers, knowingly and intentionally making a false oral or written statement intended or likely to deceive the dealer, as to a fact material to the lawfulness of such acquisition of firearms, to wit: falsely representing the identity of the actual buyer of the firearms, in violation of Title 18, United States Code, Section 922(a)(6).

Overt Acts

In furtherance of the conspiracy, and to accomplish the objectives thereof, the following overt acts, among others, were committed in the District of Oregon and elsewhere:

1. On or about August of 2008, **CHARLES THORNTON** recruited E.A. to purchase and sign for firearms for **CHARLES THORNTON** in exchange for crack cocaine.
2. From on or about August of 2008 to October 8, 2008, E.A. purchased approximately 35 firearms for **CHARLES THORNTON** and other individuals both known and unknown to the grand jury, and received crack cocaine in exchange for the majority of these purchases.
3. On or about August 29, 2008, **CHARLES THORNTON** gave E.A. money to purchase a firearm for him. E.A. thereafter purchased a Hi-Point .45 caliber pistol from a Federally Licensed Firearms Dealer ("FFL") called Good Guys Guns. In so doing, E.A. falsely represented on the ATF Form 4473 that she was the actual purchaser of the firearm and that she was not an unlawful user of controlled substances.
4. On or about August 29, 2008, **CHARLES THORNTON** gave E.A. crack cocaine in exchange for the firearm purchased that day.
5. On or about September 8, 2008, **CHARLES THORNTON** gave E.A. money to purchase firearms for him. E.A. thereafter purchased two Hi-Point pistols – a .45 caliber and a 9mm – from Good Guys Guns. In so doing, E.A. falsely represented on the ATF Form 4473 that she was the actual purchaser of the firearm and that she was not an unlawful user of controlled substances.
6. On or about September 8, 2008, **CHARLES THORNTON** gave E.A. crack cocaine in exchange for the firearms purchased that day.
7. On or about September 10, 2008, **CHARLES THORNTON** gave E.A. money to purchase a firearm for him. E.A. thereafter purchased one Taurus .45 caliber pistol from FFL Southern Oregon Pawn. In so doing, E.A. falsely represented on the ATF Form 4473 that she was the actual purchaser of the firearm and that she was not an unlawful user of controlled substances.
8. On or about September 10, 2008, **CHARLES THORNTON** gave E.A. crack cocaine in exchange for the firearm purchased that day.
9. On or about September 11, 2008, **CHARLES THORNTON** gave E.A. money to purchase firearms for him. E.A. thereafter purchased two Hi-Point pistols – a .45 caliber and a 9mm – from FFL Jackson County Armory. In so doing, E.A. falsely represented on the ATF Form 4473 that she was the actual purchaser of the firearms and that she was not an unlawful user of controlled substances.
10. On or about September 11, 2008, **CHARLES THORNTON** gave E.A. crack cocaine in exchange for the firearms purchased that day.

11. On or about September 22, 2008, E.A. purchased seven firearms for **CHARLES THORNTON** – all 9mm, .40 caliber, and .45 caliber pistols – from FFLs Pawn Plus, Russco Guns, Northwest Cash & Pawn, and Big R. In so doing, E.A. falsely represented on the ATF Forms 4473 that she was the actual purchaser of the firearms and that she was not an unlawful user of controlled substances.

12. On or about September 22, 2008, **CHARLES THORNTON** went into FFL Big R with E.A. to purchase firearms and, while in the store, gave E.A. money to purchase firearms.

13. On or about September 22, 2008, **CHARLES THORNTON** gave E.A. crack cocaine in exchange for the firearms purchased that day.

14. On or about October 8, 2008, **CHARLES THORNTON** gave E.A. money to purchase a firearm for him. E.A. thereafter purchased one Glock 9mm pistol from FFL Southern Oregon Pawn. In so doing, E.A. falsely represented on the ATF Form 4473 that she was the actual purchaser of the firearm and that she was not an unlawful user of controlled substances.

15. On or about October 8, 2008, after E.A. purchased the Glock 9mm pistol, **CHARLES THORNTON** and others known and unknown to the grand jury drove in a Kia Rio to FFL Jackson County Armory and purchased three 33-round magazines for a Glock 9mm pistol.

16. On or about October 8, 2008, **CHARLES THORNTON** gave the Glock 9mm pistol back to E.A. because **CHARLES THORNTON** and E.A. noticed that they were being followed by vehicles they suspected to be law enforcement.

17. Sometime between August and October of 2008, **CHARLES THORNTON** discussed with E.A. how they could file a false report about the firearms being stolen if law enforcement ever became suspicious.

18. On or about October 13, 2008, E.A. falsely reported to the Medford Police Department that the firearms E.A. had recently purchased had been stolen from her home while she was out of town.

In violation of Title 18, United States Code, Section 371.

**COUNTS 2-6**  
**(False Statements in Connection  
With the Acquisition of Firearms)**

On or about the dates listed below, in the District of Oregon, the defendant, **CHARLES THORNTON**, in connection with the acquisition of the firearms listed below from the federally

licensed firearms dealers listed below, did knowingly and intentionally make a false oral or written statement intended or likely to deceive the licensed firearms dealer as to a fact material to the lawfulness of the acquisition of the firearms listed below, in that **CHARLES THORNTON** represented, and aided and abetted E.A. in representing, that E.A. was the actual purchaser of the firearm(s) when in fact, E.A. was acquiring the firearm(s) on behalf of **CHARLES THORNTON**, in violation of Title 18, United States Code, Sections 2 and 922(a)(6).

<b>Count</b>	<b>Date</b>	<b>Firearms Dealer</b>	<b>Firearm(s)</b>
2	9/22/2008	Pawn Plus LLC	•Ingram 9mm pistol, serial number S450592
3	9/22/2008	Russco Guns	•Taurus .45 caliber pistol, serial number NXD68161
4	9/22/2008	Northwest Cash & Pawn Inc GP	•Springfield 9mm pistol, serial number US803362
5	9/22/2008	Big R-Big Tyrholm R Inc.	•Hi-Point .45 caliber pistol, serial number 494044; •Hi-Point .40 caliber pistol, serial number X773795; •Hi-Point .40 caliber pistol, serial number X773794; •Hi-Point 9mm pistol, serial number P1423699
6	10/8/2008	Southern Oregon Pawn	•Glock 9mm pistol, serial number KTN145

**COUNTS 7-11**  
**(Felon in Possession of a Firearm)**

On or about the dates listed below, in the District of Oregon, the defendant, **CHARLES THORNTON**, having been previously convicted of a crime punishable by imprisonment for a term exceeding one year, specifically:

- (1) Possession of a Controlled Substance, in the Superior Court of California, County of Alameda, Case Number 463936, on or about March 15, 2001; and
- (2) Possession of Marijuana for Sale, in the Superior Court of California, County of Alameda, Case Number 132290, on or about April 9, 1998;

did knowingly and unlawfully possess the following firearms:

<b>Count</b>	<b>Date</b>	<b>Firearm(s)</b>
7	9/22/2008	•Ingram 9mm pistol, serial number S450592
8	9/22/2008	•Taurus .45 caliber pistol, serial number NXD68161
9	9/22/2008	•Springfield 9mm pistol, serial number US803362
10	9/22/2008	•Hi-Point .45 caliber pistol, serial number 494044; •Hi-Point .40 caliber pistol, serial number X773795; •Hi-Point .40 caliber pistol, serial number X773794; •Hi-Point 9mm pistol, serial number P1423699
11	10/8/2008	•Glock 9mm pistol, serial number KTN145

which firearms had previously been shipped or transported in interstate or foreign commerce;  
all in violation of Title 18, United States Code, Section 922(g)(1).

**FORFEITURE ALLEGATION**

Upon conviction of any of the offenses alleged in Counts 1-11 of this Indictment,  
defendant shall forfeit to the United States pursuant to Title 18, United States Code, Section  
924(d), and Title 28, United States Code, Section 2461(c), all firearms involved in those  
offenses, including without limitation all firearms set forth above.

Dated this 17<sup>th</sup> day of April, 2013.

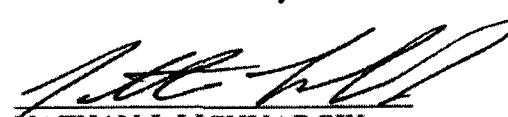
A TRUE BILL.



GRAND JURY FOREPERSON

Presented by:

S. AMANDA MARSHALL  
United States Attorney

  
NATHAN J. LICHVARCIK  
Assistant United States Attorney